D.B. CIVIL SPECIAL APPEAL (WRIT) NO.134/2005.
(Subhash Chandra & Ors. Vs. State of Raj. & Ors.)

Date : 12.04.2005.

HON'BLE MR.JUSTICE N.N.MATHUR
HON'BLE MR.JUSTICE MANAK MOHTA0

Mr.H.S. Sidhu, for the appellant.

We have heard learned counsel for the appellant and perused the order of the learned Single Judge dated 16.02.2005.

A motion of no confidence was carried out against the appellant on 05.08.2004, who was holding the office of Chairman Municipal Board, Pilibanga. The appellant challenged the said motion of no confidence against him on the ground that the proceedings were not free and fair, inasmuch as, the members of the Municipal Board acted under the influence of the third respondent Ram Pratal a local MLA.

This aspect has been dealt with by the learned Single Judge in depth and detail. Even a CD of the proceedings were played before the Court. The learned Single Judge watched the same on computer and recorded the finding of fact against the appellant.

No interference is warranted with the finding recorded by the learned Single Judge.

The special appeal stands dismissed.

(MANAK MOHTA),J. **(N.N.MATHUR),J**

ashwini/-